



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re PATENT APPLICATION OF

LOCHT et al

Atty. Ref.: 960-25

TECH CENTER 1600/2900

Serial No.: 08/765,287

Group Art Unit: 1645

Filed: September 12, 1997

Examiner: Devi, S.

For: RECOMBINANT PROTEINS OF FILAMENTOUS HAEMAGGLUTININ OF
BORDETELLA, PARTICULARLY BORDETELLA PERTUSSIS, METHOD
FOR PRODUCING SAME, AND USES THEREOF FOR PRODUCING
FOREIGN PROTEINS OR VACCINATING ACTIVE PRINCIPLES

* * * * *

July 13, 2001

RESPONSE

Hon. Commissioner of Patents
and Trademarks
Washington, DC 20231

Sir:

This is in response to the Communication dated
June 13, 2001, in the above.

The Communication indicates that the proposed
amendment to the claims has not been entered. The
Communication states:

The claims of this application contain
underling or brackets that are intended
to appear in the printed patent or are
properly part of the claimed material.
The brackets or underlining are not
intended to indicate amendments or
changes in the claims. Under these
conditions, proposed amendments to the
claims may not be made by underlining
words added or by bracketing words to
be deleted.

The Examiner's attention is respectfully directed to the fact that in the January 26, 2001 Amendment Under Rule 116, entry of which was requested in the RCE filed March 256, 2001, claims 16 and 17 were cancelled and new claims 40 and 41 added. Neither of the new claims included any bracketing or underlining. Accordingly, basis for the above-quoted statement is not seen. The Examiner is requested to clarify the basis for the objection and afford Applicants a period in which to respond, or withdraw the objection.

Respectfully submitted,

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